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Attorney Docket No.: 24492-011



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Brand et al.
SERIAL NUMBER: 10/691,123 EXAMINER : Marcela M. Cordero Garcia
FILING DATE: October 22, 2003 ART UNIT : 1654
FOR: TREATMENT OF DIABETES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

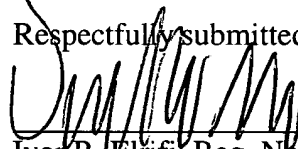
Transmitted herewith for filing in the present application are the following documents:

1. Information Disclosure Statement (1 page), in duplicate;
2. Modified Form 1449/PTO (1 page), in duplicate;
3. Copies of Cited References: B1-4; C1-14; and
4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 24492-011. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,


Ivor R. Elrifi, Reg. No. 39,529
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Attorney(s) for Applicants
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Date: July 5, 2006



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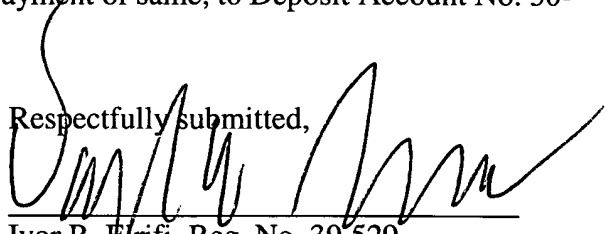
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INFORMATION DISCLOSURE STATEMENT

Applicants make of record the documents listed on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are enclosed.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action based on the merits in the above-identified case. Accordingly, no fee or certification is believed due. By the waiver of 37 CFR 1.98(a)(2)(i) copies of the U.S. Patents A1-A9 and of the U.S. Published Applications A10-A11 are not submitted. However, please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 Reference No. 24492-011.

Respectfully submitted,


Ivor R. Erifi, Reg. No. 39,529
David E. Johnson, Reg. No. 41,874
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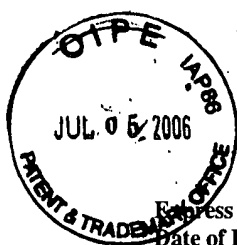
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Modified Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)	Application Number	10/691,123
	Filing Date	October 22, 2003
	First Named Inventor	Brand
	Group Art Unit	1654
	Examiner Name	Marcela M. Cordero Garcia
	Attorney Docket Number	24492-011

U.S. PATENT DOCUMENTS

Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	*A1	4,686,283	08/11/87	Nestor, Jr. et al.	530	327	
	*A2	4,760,023	07/26/88	Miyoshi et al.	435	172.3	
	*A3	5,506,107	04/09/96	Cunningham et al.	435	7.21	
	*A4	5,837,460	11/17/98	Von Feldt et al.	435	6	
	*A5	5,885,956	03/23/99	Nardi et al.	514	2	
	*A6	5,993,850	11/30/99	Sankaram et al.	424	450	
	*A7	6,284,727 B1	09/04/01	Kim et al.	514	12	
	*A8	6,288,301 B1	11/11/01	Nardi et al.	800	18	
	*A9	6,333,031 B1	12/25/01	Olsson et al.	424	93.7	

U.S. PUBLISHED APPLICATION DOCUMENTS

Exam Initials	Cite No.	U.S. Published Application No.	Published Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	*A10	2001/0024824 A1	09/27/01	Moss et al.	435	366	
	*A11	2002/0072115 A1	06/13/02	Harrison et al.	435	325	

FOREIGN PATENT DOCUMENTS

Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No
	B1	WO 93/03757	CHIRON CORPORATION	03/04/93	
	B2	WO 00/29438	MILLENNIUM PHARMACEUTICALS, INC.	05/25/00	
	B3	WO 02/055152 A2	WARATAH PHARMACEUTICALS, INC.	07/18/02	
	B4	WO 03/040310 A2	WARATAH PHARMACEUTICALS, INC.	05/15/03	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C1	Bonner-Weir, S. <i>J. Mol. Endocrinol.</i> , 24:297-302 (2000)
	C2	Drucker, D. <i>Endocrin.</i> , 142(2):521-527 (2001)
	C3	Elbrond et al. <i>Diabetes Care</i> , 25(8):1398-1404 (2002)

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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C4	Garia-Ocana et al. <i>J. Clin. Endocrinol. Metab.</i> , 86(3):984-988 (2001)
	C5	Hughes et al. <i>Am. Diabetes Assoc.</i> , Abstract 272 (2002)
	C6	Lin et al. <i>Am J. Physiol.</i> , 258(4 - Pt. 1):G648-G651 (1990)
	C7	Mode et al. <i>Endocrinol.</i> , 137(2):447-454 (1996)
	C8	Munoz-Acedo et al. <i>J. Endocrinol.</i> , 145(2):227-234 (1995)
	C9	Nielsen et al. <i>J. Mol. Med.</i> , 77:62-66 (1999)
	C10	Orskov et al. <i>Diabetes</i> , 43:335-339 (1994)
	C11	Ricordi et al. <i>Transpl. Proc.</i> , 26(6):3479 (1994)
	C12	Rooman et al. <i>Diabetes</i> , 51:686-690 (2002)
	C13	Xu et al. <i>Diabetes</i> , 48:2270-2276 (1999)
	C14	Yano et al. <i>Transpl. Int.</i> , 7(suppl. 1):S187-S193 (1994)

*** By the waiver of 37 CFR 1.98(a)(2)(i) copies of the U.S. Patents A1-A9 and the U.S. Published Applications A10-A11 are not submitted.**

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.